IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

Crl. Misc. No.66697-M of 2006

DATE OF DECISION:12.02.2007

Asru & Anr. .....Petitioners

Versus

State of Haryana .....Respondent

CORAM:- HON'BLE MR. JUSTICE SATISH KUMAR MITTAL

Present:- Shri Satish Chaudhary, Advocate
for the petitioners.

Shri Partap Singh, Sr. DAG, Haryana.

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Initially this petition was filed by two petitioners, namely, Asru and Shammu apprehending their arrest in a non-bailable offence in case FIR No. 187 dated 16.9.2006 under Sections 279,336 and 4-A/2, 2/80 of the Punjab Prohibition of Cow Slaughter Act, 1955, registered at Police Station Nuh, District Mewat, under Section 438 Cr.P.C. for anticipatory bail.

On 6.11.2006, counsel for the petitioner stated that since petitioner No.2 (Shammu) was involved in other cases of similar nature, therefore, he does not want to press this petition. Therefore, qua petitioner No.2, the anticipatory bail application was dismissed. Regarding petitioner No.1, counsel made a statement that he is not involved in any other case of similar nature. On the statement made by counsel for the petitioners, interim anticipatory bail was granted to petitioner No.1 subject to his joining the investigation.

I have heard counsel for the parties.

Counsel for the respondent-State informed that even petitioner No.1 was involved in two more case. In one case he was convicted and in another case he was not found involved.

Keeping in view the said factual position and the fact that a

wrong statement was made by the petitioner before the Court, I am not inclined to confirm the interim order dated 6.11.2006.

Dismissed.

February 12, 2007 **(SATISH KUMAR MITTAL)**
pooja **JUDGE**